

REMARKS

Reconsideration and allowance of this application are respectfully requested in light of the above amendments and the following remarks.

At the outset, the Applicants wish to thank the Examiners for the courtesy shown to their representatives during a personal interview on October 14, 2010. The participants were Examiner Anwar, SPE Ferris, Daiji Ido and the undersigned. The issues discussed were the rejections of claims 24-28 under 35 USC §103(a) as unpatentable over Shohara et al. (US 6,804,503) in view of Morelli et al. (US 6,236,674). Agreement was reached that Morelli does not teach at least the last element of claim 24 directed to "securing an ACK/NACK frame, for receiving an ACK/NACK signal relating to said retransmission of the data, within the predetermined sleeping period of the intermittent communication mode." It was also agreed to amend the independent claims as set forth above, for clarity. The following includes a summary of the substance of the discussion during the interview.

Independent claims 24, 26, 28 and 38-40 have been amended for clarity. It was noted that support for these amendments is provided in for example paragraphs [0086] and [0087] of the published specification. (It should be noted that references herein to the specification and drawings are for illustrative purposes only and are not intended to limit the scope of the invention to the referenced embodiments.)

During the interview, it was noted that that Final Rejection acknowledges that Shohara is silent as to the subject matter of claim 24 of "in response to receiving a negative acknowledgment (NACK) signal from the communication terminal accommodation apparatus in an automatic repeat request mode, performing a retransmission of the data and securing an

ACK/NACK frame, for said retransmission of the data, within the predetermined sleeping period of the intermittent communication mode."

It was argued that Morelli does not cure the deficiencies of Shohara. The cited portion of Morelli merely discloses a transceiver that begins to power up the transmitter, which is in sleep mode, as soon as it is determined that a packet being received requires a response. The transmitter powers up from the sleep mode and then responds to the request during the active period. However, the cited portion of Morelli does not disclose "securing an ACK/NACK frame, for receiving an ACK/NACK signal relating to said retransmission of the data, within the predetermined sleeping period of the intermittent communication mode." The Examiners agreed with this argument.

Accordingly, the Applicants respectfully submit that the teachings of Shohara and Morelli, even if combined as proposed in the Final Rejection, still would lack the above-noted features of claim 24, and thus these references, considered individually or in combination, do not render obvious the subject matter now defined by claim 24. Independent claims 26, 28, and 38-40 similarly recite the above-mentioned subject matter distinguishing method claim 24 from the applied references, but claims 26, 28, 39, and 40 do so with respect to apparatuses. Therefore, allowance of claims 24, 26, 28, and 38-40 and all claims dependent therefrom is considered to be warranted.

In view of the above, it is submitted that this application is in condition for allowance, and a notice to that effect is respectfully solicited.

If any issues remain which may best be resolved through a direct communication, the examiner is requested to e-mail the undersigned at the address listed below.

Respectfully submitted,

/James Edward Ledbetter/

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JEL/att

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